

THE STATE OF WISCONSIN

BEFORE

THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

In the Matter of the Expulsion of

KATHRYN F [REDACTED]

by the Hartford Union High School District  
Board of Education

DECISION AND ORDER  
95/96-EX-13

**Nature of the Appeal**

This is an appeal to the State Superintendent of Public Instruction pursuant to sec. 120.13(1)(c), Wis. Stats., from the November 13, 1995 order of the Hartford Union High School District Board of Education to permanently expel Kathryn F [REDACTED] from the district. This appeal was filed by the pupil and her parents, and was received by the Department of Public Instruction on January 5, 1996.

On February 20, 1996, the Department received a letter from counsel for the school board stating that the board of education voted to vacate the order of expulsion concerning Kathryn F [REDACTED]. Therefore, I make the following findings and conclusions.

**Findings of Fact**

1. The Department received the appeal on January 5, 1996.
2. On January 10, 1996 the Department sent a letter acknowledging receipt of the appeal to the parents and District Administrator Richard Zimmerman.

3. By letter dated February 20, 1996, the counsel for the school board advised the Department that the school district had voted to vacate the order of expulsion during a meeting on February 19, 1996. A copy of the minutes of the school board meeting is attached herein and incorporated as Exhibit A.

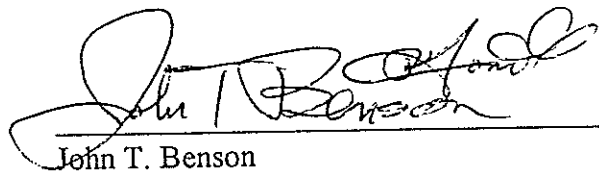
#### Conclusions of Law

1. Pursuant to sec. 120.13(1)(c), Wis. Stats., this Department has jurisdiction of this appeal.
2. The Hartford Union High School District Board of Education decision to vacate the order of expulsion renders this expulsion appeal moot.

#### Order

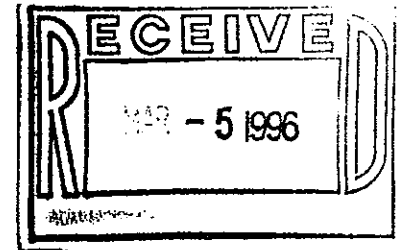
IT IS THEREFORE ORDERED that the above entitled expulsion appeal of Kathryn F. [REDACTED] is dismissed.

Dated this 5th day of March, 1996.



John T. Benson  
State Superintendent of Public Instruction

HARTFORD UNION HIGH SCHOOL  
BOARD OF EDUCATION CLOSED MEETING  
February 19, 1996



A meeting of the Hartford Union High School Board of Education was called to order by Shirley A. Reis, President, at 9:06 p.m. on February 19, 1996, in the main conference room at Hartford Union High School.

IN ATTENDANCE

PRESENT: Board Members: Shirley Reis, Cheryl Monnahan, Crystal Berg, Gerry Edwards, Ralph Roethle, Frank Mastaw, Business Manager and Richard A. Zimmerman, District Administrator.

ABSENT: None

Motion by Roethle, second by Berg, to go into closed session, pursuant to Wisconsin Statutes 19.85(1)(f).

ADOPTION OF AGENDA

Roethle/Berg, to approve the agenda as printed. Motion unanimously carried.

GENERAL BUSINESS

Edwards/Berg, to approve regular closed session minutes of January 29, 1996. Motion unanimously carried.

ITEMS DISCUSSED

Student Discipline Matter - Mr. Zimmerman explained that a procedural error had been made in the Kathryn F. [redacted] expulsion case. The required copy of the statute that was included with the notice was the 1994 version, not the most recent as required by law. The board discussed various options and on a motion by Berg/Edwards, decided to direct attorney Jim Mohr to request that the original order of expulsion be vacated and that a new Board of Education hearing to reconsider her expulsion be scheduled. Motion unanimously carried.

ADJOURNMENT

Berg/Roethle, to adjourn. Closed session adjourned at 9:21 p.m. Motion unanimously carried.

Respectfully submitted,

Shirley A. Reis, President  
Richard A. Zimmerman,  
District Administrator

Approved: Mar 4, 1996

Cheryl J. Monnahan  
Cheryl J. Monnahan, Clerk

Exhibit A